

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Endowments Department - Appeal Petition filed by Sri P. Venkata Subba Reddy, Executive Officer Grade-III, against the orders of the Commissioner, Endowments, issued in Rc.No.E2/47683/2006, Dated 7-12-2006 - Disposed off - Orders - Issued.

REVENUE (ENDOWMENTS.I) DEPARTMENT

G.O.Rt.No.
2009.

Dated 3-4-

Read the

following:-

1. Appeal Petition dated 23-10-2007 filed by Sri P. Venkata Subba Reddy, E.O. Gr.III.
2. Govt. Memo.No.61525/Endts.I(1)2007-1, 12-11-2007
- 3 From The GP for Revenue (Ser)
Lr.No.OANo.9394/2008/VRC/ APAT, Dt.22-11-2008.
- 4 APAT Interim order dated 18-11-2008 in OA
No.9394/2008.

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ORDER:-

Sri P. Venkata Subba Reddy, Junior Assistant, Sri Lakshmi Venkateswara Swamy Temple, Devuni Kadapa, Kadapa District and Sri M. Guru Prasad, Junior Assistant of Group Temples, Modukuru (V), Kadapa District were appointed as Executive Officers, Grade-III from temple service vide Commissioner's Proc.No.G2/16293/1990, Dt. 10-5-1990. In the said proceeding the Deputy Commissioner, Kurnool was requested to issue posting orders to the above individuals. Accordingly, the Deputy Commissioner, Kurnool in his Proc. No.A2/740/1990 E.O.Estt., Dt.23-5-1990 issued posting orders to Sri P. Venkata Subba Reddy and Sri M. Guru Prasad. After receiving the above orders Sri P. Venkata Subba Reddy, reported for duty as E.O. Grade-III on 4-6-1990 and Sri M. Guru Prasad reported for duty as E.O. Grade-III on 25-5-1990.

2. The Commissioner, Endowments Department in his Procs. No.G2/32795/ 1992, Dated 7-10-1992 final seniority list of Executive Officer Grade-III in Zone-IV was prepared and communicated to Deputy Commissioner, Kurnool. In the said seniority list Sri P. Venkata Subba Reddy stood at Sl.No.15 and Sri M. Guru Prasad was at Sl.No.16. In the seniority list in Col.7 the date of entry into present Grade i.e. E.O. Grade-III of the above individuals were shown, where in it was clearly mentioned that Sri P. Venkata Subba Reddy reported for duty as Executive Officer Grade-III on 4-6-1990 and Sri M. Guru Prasad reported for duty as Executive Officer Grade-III on 25-5-1990.

3. The Commissioner, Endowments Department in his report has stated that the seniority list of Executive Officers issued in the year 2002 has been set aside by the Hon'ble APAT in its full bench judgement dated 25-7-2008 in OA No.5771/2002 and batch and the seniority list of Executive Officers has not been finalized due to non-organization of the post of Executive Officer in local cadre as observed by the Hon'ble APAT, Hyderabad. In the year 2003 certain promotions among the Executive Officers were considered taking into consideration the date of appointment

in particular category under Rule 33 (a) of A.P. State and Subordinate Service Rules and Sri K. Siva Reddy, Executive Officer Grade-III and Sri M. Guru Prasad, Executive Officer Grade-III who were qualified and eligible to hold the post of E.O. Grade-II were promoted as E.O. Grade-II in Commissioner Proc.No.E2/47683/2006-3, Dated 7-12-2006. Sri P. Venkata Subba Reddy was not considered at that point of time since he reported for duty as Grade-III on 4-6-1990 whereas Sri M. Guru Prasad reported for duty as Grade-III on 25-5-1990 and thus became senior to Sri P. Venkata Subba Reddy.

4. The case was heard on 3-1-2009 at 3.00 PM by the Secretary, Revenue (Endts.) Department.

5. Government felt that both the candidates were originally appointed as temple employees in Kadapa District. Later, they were promoted as Executive Officer, Grade-III under temple quota in Zone-IV. Both have passed the requisite tests. The Commissioner has issued orders promoting Sri Guru Prasad and Sri K. Siva Reddy as Executive Officers, Grade-II taking the date of entry into the present category into consideration.

Sl. No.	Name	Date of entry in to service	Date of entry in to present grade E.O. Gr-III
1	P. Venkata Subba Reddy	1-7-1976	04-6-1990
2	M. Guru Prasad	2-8-1976	25-5-1990

6. As both the persons were promoted as Executive Officer Grade-III through a single proceeding of the Commissioner, Endowments Department, Hyderabad dated 10-5-1990, the seniority in the lower cadre has to be considered. Thus, Sri P. Venkata Subba Reddy is senior to Sri M. Guru Prasad.

7. In view of the above the Commissioner, Endowments Department, Hyderabad is directed to revert the Junior and consider the case of the senior for promotion, if he is otherwise eligible and fit for promotion as on the date of promoting the Junior. The appeal is disposed off accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. VEERABHADRAIAH,
SECRETARY TO GOVERNMENT.

To

The Commissioner, Endowments Department, Hyderabad.

(Encls: Original Record of Deputy Commissioner, Endowments, Kurnool returned through Commissioner, Endowments, Hyderabad.)

Sri P. Venkata Subba Reddy, Executive Officer, Grade-III, Sri Malleswara

Swamy Temple, Polatala (V), Pendlimarri (M), Kadapa District

Sri M. Guru Prasad, Executive Officer Grade-II, Vrushabhachaleswara_

Swamy Temple, Vempalli (V) and (M), Kadapa District.

Copy to Sri N. Guru Gopal, 1st Floor, Aditya Sai Apts., SBH Colony, Asmangadh, Behind T.V.Tower, New Malakpet, Hyderabad.

SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER